

hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the U.S. Postal Service as Express Mail, Airbill No. EM154108255US, on the date shown below in an envelope, addressed to: MS Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Dated: October 30, 2007

Signature:

Christine M. Holmes

Docket No.: 967\_026RCE  
(PATENT)

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:  
Mie Takahashi et al.

Application No.: 10/049,366

Confirmation No.: 1103

Filed: May 10, 2002

Art Unit: 1641

For: BIOSENSOR AND BLOOD COMPONENT  
ANALYTICAL METHOD

Examiner: J. A. Diramio

### RESTRICTION REQUIREMENT

MS Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

### **INTRODUCTORY COMMENTS**

In response to the Office Action dated September 4, 2007. The Office Action states that the application contains claims directed to more than one species of the generic invention. It is stated that claims 1-3, 7-11, 24 and 31-35 are generic. The species are as follows:

The Office Action states that restriction to one of the following inventions is required under 35 U.S.C. 121:

I. Claims 1 -11 and 34, drawn to a biosensor, classified in class 435, subclass 287.9.

II. Claims 24-27, 31-33 and 35 drawn to a blood component analytical method, classified in class 436, subclass 174.

The Office Action further states that the application contains claims directed to the following species on which an election must be made:

In the event that Group I is elected, the following species election must be made:

- I. One type of cell shrinkage reagent:
  - A. An inorganic salt (claim 4);
  - B. An amino acid (claim 5); or
  - C. A saccaride (claim 6).

In the event that Group II is elected, the following species election must be made:

- I. One type of cell shrinkage reagent:
  - A. An inorganic salt (claim 25);
  - B. An amino acid (claim 26); or
  - C. A saccaride (claim 27).

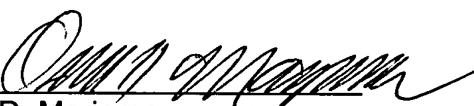
Applicants elect Group I, claims 1-11 and 34 and species A from Group I, an inorganic salt of claim 4.

Claims 1-4, 7-11 and 34 are readable on the elected species. This election is made without traverse.

Applicant believes a fee is due with this response for a one month extension of time. Please charge our Deposit Account No. 50-0289, under Order No. 967\_026RCE from which the undersigned is authorized to draw.

Dated: October 30, 2007

Respectfully submitted,

By   
Owen D. Marjama  
Registration No.: 22,818  
MARJAMA MULDOON BLASIAK &  
SULLIVAN LLP  
250 South Clinton Street  
Suite 300  
Syracuse, New York 13202  
(315) 425-9000  
Customer No.: 20874